

Dep S Ref  
Room # 307  
PATENT



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Refund Section-Accounting Division  
Office of Finance

DEC -2 PM 3:11

The application of: Nam-Kyoeng KIM, et al.

Serial No.: 10/613,993

Group Art Unit: 2827

Filed: July 8, 2003

Examiner: David E. Graybill

For: CAPACITOR AND METHOD FOR FABRICATING FERROELECTRIC MEMORY  
DEVICE WITH THE SAME

REQUEST FOR REFUND

Commissioner for Patents  
Alexandria, VA 22313-1450

November 30, 2004

Sir:

In the above-identified case, a credit to our Deposit Account No. 50-3226 is requested. An explanation of the request is set out below, and copies of all documents in support of this request are attached.

**Explanation of Error:**

- ☐ Large Entity fee charged to Small Entity
- ☐ Fee should not have been charged to PTO account because it was paid by check
- ☐ PTO miscalculation
- ☐ Unknown and unidentifiable PTO charge
- ☒ Other (See Comments)

**Type of Charge and Amount of Refund Requested:**

<input checked="" type="checkbox"/> Filing Fee	\$ 790.00
<input type="checkbox"/> Extension of Time	\$
<input type="checkbox"/> Appeal/Interference Fee	\$
<input type="checkbox"/> Petition Fee	\$
<input type="checkbox"/> Issue Fee	\$

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Information Disclosure Statement      \$ \_\_\_\_\_  
Filing Fee  
Maintenance Fee      \$ \_\_\_\_\_  
**TOTAL REFUND REQUESTED:**      **\$790.00**

Comments: The decision on the petition under 37 CFR 1.313(c)(2), filed on November 12, 2004, has been dismissed as moot. Because the application was issued on November 2, 2004, the request filed on November 12, 2004 for continued examination (RCE) was not processed. Therefore, a request for refund of the \$790.00 filing fee is submitted. Accordingly, please credit our Deposit Account No. 50-3226 with the same amount.

Respectfully submitted,

PIPER RUDNICK LLP

By: 

Yoon S. Ham  
Reg. No. 45,307

P.O. Box 9271  
Reston, VA 20195  
Tel: (202)861-3871

ATTY. DKT. NO. 312973-P0061  
YSH:jr

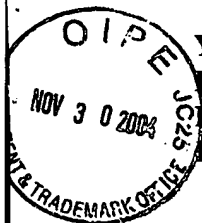
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UNITED STATES PATENT AND TRADEMARK OFFICE

312973-P0061

Commissioner for Patents  
United States Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450  
www.uspto.gov



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P O BOX 9271  
RESTON, VA 20195

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NOV 18 2004

**OFFICE OF PETITIONS**

In re Patent No. 6,812,042  
Issue Date: November 2, 2004  
Application No. 10/613,993  
Filed: July 8, 2003  
Attorney Docket No. 312973-P0061

:  
:DECISION ON PETITION  
:UNDER 37 CFR 1.313(c)(2)  
:  
:

This is a decision on the petition under 37 CFR 1.313(c)(2), filed November 12, 2004, to withdraw the above-identified application from issue.

The petition is **DISMISSED** as moot.

The instant petition to withdraw from issue was filed after the issuance of the instant application into a patent. Accordingly, as this case matured into Patent No. 6,812,042 on November 2, 2004, the petition cannot be granted and is dismissed as involving a moot issue.

Since this application has issued, the concurrently filed request for continued examination (RCE) is improper and will not be processed. In view thereof, petitioner may request a refund of the \$790 filing fee submitted.

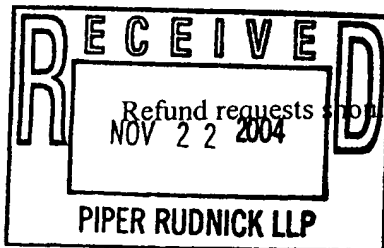
Please send all requests for refunds to the following address or fax number listed below:

Mail Stop 16  
Director of the US Patent and Trademark Office  
PO Box 1450  
Alexandria, VA 22313-1450

To check the status of your refund request, please contact the Refund Branch Customer Service Help Desk.

**Refund Branch Point of Contact**

Customer Service Help Desk  
Phone: 703-305-4229  
Fax: 703-308-5077



Refund requests should include at a minimum, the following information:

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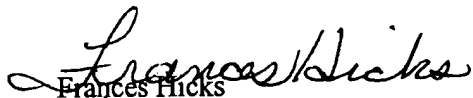
*Handwritten:* 11/22/04-HR

**Patent No. 6,812,042**  
**Application No. 10/613,993**

**Page 2**

name, address, and phone number;  
patent/application/registration/serial/order number;  
refund amount due;  
reason/explanation of why refund is due; and  
any supporting documentation.

Any questions concerning this matter may be directed to the undersigned at (571) 272-3218.



Frances Hicks  
Petitions Examiner  
Office of Petitions  
Office of the Deputy Commissioner  
for Patent Examination Policy

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*Handwritten:* RCE 2827 \$

**REQUEST FOR  
CONTINUED EXAMINATION  
(RCE)**

Filing Date	July 8, 2003
First Named Inventor	Nam-Kyeong KIM et al.
Group Art Unit	2827
Examiner Name	David E. Graybill
Attorney Docket Number	312973-P0061

This is a Request for Continued Examination under 37 C.F.R. 1.114 of the above-identified application.

**1. Submission required under 37 C.F.R. 1.114**

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 C.F.R. 1.116 previously filed on \_\_\_\_\_ (Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief filed on \_\_\_\_\_
- iii. ☐ Other: \_\_\_\_\_
- b. ☒ Enclosed
- i. ☐ Amendment/Reply
- ii. ☒ Information Disclosure Statement (IDS)

**2. Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. 1.17(i) required).
- b. ☐ Other \_\_\_\_\_

**3. Fees** The RCE fee under 37 C.F.R. 1.17(e) is required by 37 C.F.R. 1.114 when the RCE is filed.

- a. ☐ The Director is hereby authorized to charge the following fees, or credit any overpayments to Deposit Account No. \_\_\_\_\_
- i. ☒ RCE fee required under 37 C.F.R. 1.17(e).
- ii. ☐ Extension of time fee (37 C.F.R. 1.136 and 1.17).
- iii. ☐ Other \_\_\_\_\_
- b. ☒ Check in the amount of \$790.00 enclosed.

**CORRESPONDENCE ADDRESS**

1/15/2004 BSAYAS11 00000025 10613993

Customer No. 47604

1 FC:1801

790.00 OP

Name:	Yoon S. Ham	Registration No.:	45,307
Signature:		Date:	11/12/2004
Name:		Registration No.	

Adjustment date: 01/05/2005 YPOLITE1  
11/15/2004 BSAYAS11 00000025 10613993  
01-FC:1801 -790.00-OP

Repln. Ref: 01/05/2005 YPOLITE1 0013180000  
DAB:503226 Name/Number:10613993  
FC: 9204 \$790.00 CR

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